

REMARKS

Claims 1-5, 7-11 and 13-17 are pending in the application, with claims 1, 7 and 13 being the independent claims. Based on the following Remarks, Applicant respectfully requests that the Examiner reconsider and withdraw all outstanding rejections.

Rejections under 35 U.S.C. § 103(a)

Claims 1-5, 7-11 and 13-17 are rejected under 35 U.S.C. § 103(a) as being allegedly unpatentable over U.S. Patent No. 5,940,073 (hereinafter referred to as “Klosterman et al.”). Applicant respectfully traverses these rejections with regard to pending claims 1-5, 7-11 and 13-17 since Klosterman et al. does not teach or suggest each element of independent claims 1, 7 and 13 for at least the following reason.

Independent claims 1, 7 and 13 were previously amended to include a similar feature of wherein each of the one or more stored content data files occupies its own storage space at a client device and once the user accesses one of the one or more stored content data files, making the storage space of the accessed stored content data file at the client device available for storage of another content data file not currently having its own storage space at the client device. The Examiner acknowledges that Klosterman et al. does not teach this claimed feature. The Examiner states that because storage space is not infinite, it would have been obvious to one of ordinary skill in the art, at the time of the invention, to add the teachings of Klosterman et al. that once the user accesses one of the one or more stored content data files, the storage space of the accessed stored content data file at the client device is made available

for storage of another content data file not currently having its own storage space at the client device. Applicant respectfully submits that, although it may have been obvious to make the storage space of a stored content data file at a client device that has been deleted (or marked for deletion) available for storage of another content data file not currently having its own storage space at the client device, this is not the claimed feature. Generally, storage space of a stored content data file at a client device is not available for use to store another content data file at the client device until the user deletes the file (i.e., the file is marked as being deleted). The claimed feature provides for once the user accesses one of the one or more stored content data files, making the storage space of the accessed stored content data file at the client device available for storage of another content data file not currently having its own storage space at the client device. Applicant respectfully asserts that accessing is not the same as deleting and is not obvious in view of Klosterman et al. Therefore, for at least this reason, independent claims 1, 7 and 13 (and their dependent claims 2-5, 8-11 and 14-17) are patentable over Klosterman et al. Accordingly, Applicant respectfully requests that the rejection under 35 U.S.C. § 103(a) be reconsidered and withdrawn.

INVITATION FOR A TELEPHONE INTERVIEW

The Examiner is invited to call the undersigned, Molly A. McCall, at (703) 633-0931 if there remains any issue with allowance of the case.

CONCLUSION

Applicant respectfully submits that all of the stated grounds of rejection have been properly traversed accommodated or rendered moot. Applicant believes that a full and complete response has been made to the outstanding Office Action. Thus, Applicant believes that the present application is in condition for allowance, and as such, Applicant respectfully requests reconsideration and withdrawal of the outstanding objections and rejections, and allowance of this application.

Respectfully submitted,

Intel Corporation

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P10859 Reply to second Final OA

I, Julie Dussault, hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 8, 2006


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